I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 7, 2008.

John J. Kelly, Jr.

Reg. No.: 29,182

Examiner

: Vanessa T. Velasquez

Art Unit

: 1793

Docket No.

: 52433/859

Conf. No.

: 4507



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

H. ASAHI et al.

Serial No.

10/588,837

Filing Date

August 8, 2006

For

STEEL PLATE OR STEEL PIPE WITH SMALL OCCURRENCE

OF BAUSCHINGER EFFECT AND METHODS OF

PRODUCTION OF SAME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

SIR:

This is in response to the Restriction Requirement mailed September 9,

2008.

In response to the Restriction Requirement, applicants elect the claims of Group I, i.e., claims 1 to 12 directed to a steel plate or steel pipe, for further prosecution in this application.

This election is made without prejudice to the filing of a divisional patent application directed to the non-elected claims.

Applicants maintain that JP 2000-212680 does not disclose or suggest the present invention.